

07-24-00

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Customer Number: 000959

DIVISIONAL-CONTINUATION APPLICATION TRANSMITTAL FORM
UNDER RULE 1.53(b) (former Rule 1.60)

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER: 09/134,403	PRIOR APPLICATION FILING DATE: 8/14/98
BCI- 0092CCPCN2	CLASS: 435	SUBCLASS: 440.000	EXAMINER: BRUSCA, J.	ART UNIT: 1631

ASSISTANT COMMISSIONER FOR PATENTS
 BOX PATENT APPLICATION
 WASHINGTON, DC 20231

CERTIFICATION UNDER 37 CFR 1.10

Date of Deposit: July 21, 2000 Mailing Label Number: EL 263576090 US

I hereby certify that this 37 CFR 1.53(b) request and the documents referred to as attached therein are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to the Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

Ilidio P. Cardoso
 Name of Person Mailing Paper

Ilidio Cardoso
 Signature of Person Mailing Paper

Dear Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53(b), of pending prior application serial no. 09/134,403 filed on 8/14/98, of Ingram et al. entitled RECOMBINANT CELLS THAT HIGHLY EXPRESS CHROMOSOMALLY-INTEGRATED HETERLOGOUS GENES which in turn is a continuation application of serial no. 08/363,868 filed on 12/24/94, issued as U.S. Patent No. 5,821,093, which is a continuation-in-part of U.S. Application 08/013,658 filed 2/4/93, now abandoned, which is a continuation of 07/624,227, filed 12/7/90, now abandoned, which is a continuation-in-part of 07/352,062, filed 5/15/89, issued as U.S. Patent 5,000,000, which is a continuation-in-part of 07/239,099, filed 8/31/88, now abandoned and is a continuation-in-part of 07/946,290, filed 9/17/92 issued as U.S. Patent 5,487,989.

- ☒ Enclosed is a copy of the latest inventor signed application, including the oath or declaration as originally filed. The copy of the enclosed papers is as follows:
 - ☒ 55 page(s) of specification
 - ☒ 12 page(s) of claims
 - ☒ 1 page(s) of abstract
 - ☒ 8 sheet(s) of drawings
 - ☒ 6 page(s) of declaration and power of attorney.
 I hereby verify that the attached papers are a true copy of the prior complete application serial no. 09/134,403 as originally filed on 8/14/98.
- ☒ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27, a copy of which is enclosed, was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)).

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3. ☒ The filing fee is calculated below:

	NUMBER OF CLAIMS FILED			NUMBER EXTRA
TOTAL	* 49	MINUS	** 20	= 29
INDEP.	* 4	MINUS	*** 3	= 1
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS				

SMALL ENTITY

RATE	FEE
x 9 =	\$ 261.00
x 39 =	\$39.00
+130 =	\$.00
BASIC FEE	\$345.00
TOTAL	\$645.00

OR

OTHER THAN A
SMALL ENTITY

RATE	FEE
x 18 =	\$.00
x 78 =	\$.00
+ 260 =	\$.00
BASIC FEE	\$.00
TOTAL	\$0.00

OR

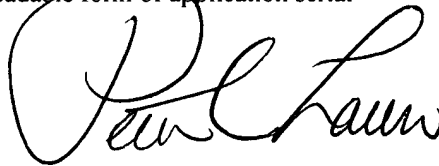
4. ☐ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this communication, or credit any overpayment. A duplicate copy of this sheet is enclosed.
5. ☒ **FILING FEE IS NOT BEING PAID AT THIS TIME.**
6. ☐ Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
7. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claims in the prior application.)
8. ☐ Amend the specification by:
9. ☐ Please abandon said prior application as of the filing date accorded this application. A duplicate copy of this transmittal is enclosed for filing in the prior application file. (May be used if signed by person authorized by §1.138 and before payment of base issue fee.)
10. ☒ Transfer the drawings from the pending prior application to this application.
11. ☐ Priority of application serial no. _____ filed on _____ in _____ is claimed under 35 U.S.C. §119.
- ☐ The certified copy has been filed in prior application serial no. _____ filed on _____.
- ☐ The certified copy will follow.
12. ☒ The prior application is assigned of record to University of Florida Research Foundation, Inc. A copy of the Notice of Recordation of Assignment Document is enclosed
13. ☐ A _____ month extension of time has been submitted in the parent application Serial No. _____ in order to establish copendency with the present application.
14. ☒ Also enclosed is an executed Associate Power of Attorney .
15. ☒ The power of attorney in the prior application is to Lahive & Cockfield, LLP.
- a. ☐ The power appears in the original papers in the prior application.
- b. ☒ Since the power does not appear in the original papers, a copy of the Revocation of Prior Powers of Attorney and Appointment of New Power of Attorney in the prior application is enclosed.
- c. ☐ A new power has been executed and is attached.

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16. ☒ Address all future communications (May only be completed by applicant, or attorney or agent of record) to Elizabeth A. [REDACTED], Esq. at Customer Number: [REDACTED] 59 whose address is:

Lahive & Cockfield, LLP
28 State Street
Boston, Massachusetts 02109

17. ☐ Any requests for extensions of time necessary in a parent application for establishing copendency between this application and a parent application are hereby requested and the Commissioner is authorized to charge any fee associated with such an extension.
18. ☐ Pursuant to 37 CFR 1.821(e), the computer readable form of the sequence listing for this new application is to be identical with the computer readable form of application serial no. _____. Please use the computer readable form of application serial no. _____ in lieu of filing a duplicate computer readable form in this application. Pursuant to 37 CFR 1.821(f), the content of the paper copy of the sequence listing for this new application and the computer readable form of application serial no. _____ are the same.



July 21, 2000
Date

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, Massachusetts 02109
Tel. (617) 227-7400

Peter C. Lauro, Esq.
Reg. No. 32,360
☐ inventor(s) ☐ filed under §1.34(a)
☐ assignee of complete interest
☒ attorney or agent of record

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